



0324.63920

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Marc S. Cohen
Serial No.: 09/590,489
Conf. No.: 2507
Filed: 6/9/2000
For: MESSAGING AND PROMOTION FOR
DIGITAL AUDIO MEDIA PLAYERS
Art Unit: 2685
Examiner: Chow, Charles Chiang

)
) I hereby certify that this paper is being deposited with
) the United States Postal Service as FIRST-CLASS mail
) in an envelope addressed to: Commissioner for Patents,
) P.O. Box 1450, Alexandria, VA 22313-1450, on this
) date.
) 10/24/05
) Date Registration No. 35132
) F-CLASS WCM Attorney for Applicant(s)
) Appr. February 20, 1998

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated September 23, 2005
of the Primary Examiner finally rejecting claims 1-22.

The item(s) checked below are appropriate:

- () A Petition for Extension of Time to respond to the final rejection is filed herewith for one month, with a \$60.00 check enclosed.
(X) Fee amount \$250.00.
(X) Enclosed.
() Not required (fee paid in prior appeal).
(X) Pre-Appeal Brief Request for Review is enclosed.
(X) The Commissioner is hereby authorized to charge any additional fee which may be required, or credit any overpayment to Deposit Account No. 07-2069. Should no proper payment be enclosed, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 07-2069. (One additional copy of this Notice is enclosed herewith.)

Dated: October 24, 2005


Steven P. Fallon
Registration No. 35,132

Address to which Correspondence is to be sent:

10/26/2005 HDESTA1 00000094 09590489

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250.00 DP

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